

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

05 CR 10114 RCL

UNITED STATES OF AMERICA

V.

PEDRO LOBO,  
a/k/a "JOSE LOBO",  
a/k/a "PETER"

)  
) Criminal No.  
)  
)  
) VIOLATIONS:  
) 21 U.S.C. § 846 --  
) Conspiracy to  
) Distribute Cocaine Base  
)  
) 21 U.S.C. § 841(a)(1)--  
) Distribution of  
) Cocaine Base  
)  
) 21 U.S.C. § 841(a)(1)--  
) Distribution of  
) Cocaine  
)  
) 21 U.S.C. §853 --  
) Criminal Forfeiture  
) Allegation

INDICTMENT

**COUNT ONE: (21 U.S.C. § 846 -- Conspiracy To Distribute Cocaine Base)**

The Grand Jury charges that:

From a time unknown to the Grand Jury, but from at least in or about February, 2005, and continuing thereafter until on or about April 23, 2005, at Rockland, and elsewhere in the District of Massachusetts,

**PEDRO LOBO, a/k/a "JOSE LOBO", a/k/a "PETER",**  
defendant herein, did knowingly and intentionally combine, conspire, confederate and agree with persons unknown to the Grand Jury to possess with intent to distribute, and to distribute,

cocaine base, also known as "crack cocaine", a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

The Grand Jury further alleges that the conspiracy charged in Count One involved at least 50 grams of a mixture and substance containing a detectable amount of cocaine base, also known as "crack cocaine", a Schedule II controlled substance. Accordingly, Title 21, United States Code, Section 841(b)(1)(A)(iii) applies to this count.

All in violation of Title 21, United States Code, Section 846.

**COUNT TWO: (21 U.S.C. § 841(a)(1) -- Distribution of Cocaine Base)**

The Grand Jury further charges that:

On or about March 25, 2005, at Rockland, in the District of Massachusetts,

**PEDRO LOBO, a/k/a "JOSE LOBO", a/k/a "PETER",**  
defendant herein, did knowingly and intentionally possess with intent to distribute, and did distribute, cocaine base, also known as "crack cocaine", a Schedule II controlled substance.

The Grand Jury further alleges that the offense described herein involved at least 5 grams of a mixture and substance containing a detectable amount of cocaine base, also known as "crack cocaine", a Schedule II controlled substance.

Accordingly, Title 21, United States Code, Section 841(b)(1)(B)(iii) applies to this count.

All in violation of Title 21, United States Code, Section 841(a)(1).

**COUNT THREE: (21 U.S.C. § 841(a)(1) -- Distribution of Cocaine)**

The Grand Jury further charges that:

On or about March 25, 2005, at Rockland, in the District of Massachusetts,

**PEDRO LOBO, a/k/a "JOSE LOBO", a/k/a "PETER",**  
defendant herein, did knowingly and intentionally possess with intent to distribute, and did distribute, cocaine, a Schedule II controlled substance.

All in violation of Title 21, United States Code, Section 841(a)(1).

**COUNT FOUR: (21 U.S.C. § 841(a)(1) -- Distribution of Cocaine Base)**

The Grand Jury further charges that:

On or about March 31, 2005, at Rockland, in the District of Massachusetts,

**PEDRO LOBO, a/k/a "JOSE LOBO", a/k/a "PETER",**  
defendant herein, did knowingly and intentionally possess with intent to distribute, and did distribute, cocaine base, also known as "crack cocaine", a Schedule II controlled substance.

The Grand Jury further alleges that the offense described herein involved at least 5 grams of a mixture and substance containing a detectable amount of cocaine base, also known as "crack cocaine", a Schedule II controlled substance.

Accordingly, Title 21, United States Code, Section 841(b)(1)(B)(iii) applies to this count.

All in violation of Title 21, United States Code, Section 841(a)(1).

**COUNT FIVE: (21 U.S.C. § 841(a)(1) -- Distribution of Cocaine Base)**

The Grand Jury further charges that:

On or about April 8, 2005, at Rockland, in the District of Massachusetts,

**PEDRO LOBO, a/k/a "JOSE LOBO", a/k/a "PETER",**  
defendant herein, did knowingly and intentionally possess with intent to distribute, and did distribute, cocaine base, also known as "crack cocaine", a Schedule II controlled substance.

The Grand Jury further alleges that the offense described herein involved at least 5 grams of a mixture and substance containing a detectable amount of cocaine base, also known as "crack cocaine", a Schedule II controlled substance.

Accordingly, Title 21, United States Code, Section 841(b)(1)(B)(iii) applies to this count.

All in violation of Title 21, United States Code, Section 841(a)(1).

**FORFEITURE ALLEGATION**  
**(21 U.S.C. § 853)**

The Grand Jury further charges that:

1. As a result of the offenses alleged in Counts 1 through 5 of this Indictment,

**PEDRO LOBO, a/k/a "JOSE LOBO", a/k/a "PETER",**

defendant herein, shall forfeit to the United States any and all property constituting, or derived from, any proceeds the defendant obtained, directly or indirectly, as a result of such offenses; and/or any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, any such violations.

2. If any of the property described in paragraph 1, above, as a result of any act or omission of the defendant--

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be subdivided without difficulty;

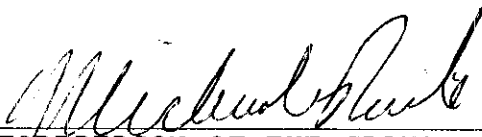
it is the intention of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendant up to the value of the property


described in paragraph 1.

All in violation of Title 21, United States Code, Section 853.



A TRUE BILL,

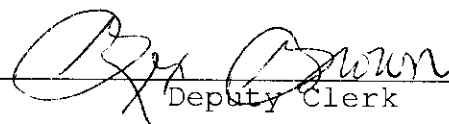
  
FOREPERSON OF THE GRAND JURY

  
GLENN A. MACKINLAY  
ASSISTANT U.S. ATTORNEY

DISTRICT OF MASSACHUSETTS

April 28, 2005 @ 12:15PM

Returned into the District Court by the Grand Jurors and  
filed.

  
Deputy Clerk

Criminal Case Cover Sheet **C5 CR 10114 RCL** District Court - District of Massachusetts

Place of Offense: \_\_\_\_\_ Category No. II Investigating Agency FBI

City Rockland Related Case Information:

County Plymouth Superseding Ind./ Inf. \_\_\_\_\_ Case No. \_\_\_\_\_  
Same Defendant \_\_\_\_\_ New \_\_\_\_\_  
Magistrate Judge Case Number \_\_\_\_\_  
Search Warrant Case \_\_\_\_\_  
R 20/R 40 from District of \_\_\_\_\_

Defendant Information:

Defendant Name Pedro Lobo Juvenile ☐ Yes ☒ No

Alias Name Jose Lobo; Peter

Address 771 Warren Avenue Brockton, MA

Birth date (Year 1974 SSN (last 4 5193 Se M Race: Hispanic Nationalit \_\_\_\_\_

Defense Counsel if Unknown Address: \_\_\_\_\_

Bar Number: \_\_\_\_\_

U.S. Attorney Information:

AUSA Glenn MacKinlay Bar Number if \_\_\_\_\_

Interpreter: ☐ Yes ☒ No List language and/or dialect: \_\_\_\_\_

Matter to be SEALED: ☒ Yes ☐ No

☒ Warrant Requested ☐ Regular Process ☐ In Custody

Location Status:

Arrest Date: \_\_\_\_\_

☐ Already in Federal Custody \_\_\_\_\_ in \_\_\_\_\_

☐ Already in State \_\_\_\_\_ ☐ Serving Sentence ☐ Awaiting Trial

☐ On Pretrial Ordered \_\_\_\_\_ on \_\_\_\_\_

Charging Document: ☐ Complaint ☐ Information ☒ Indictment

Total # of Counts: ☐ Petty \_\_\_\_\_ ☐ Misdemeanor \_\_\_\_\_ ☒ Felony Five

Continue on Page 2 for Entry of U.S.C. Citations

☒ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date 4/28/05

Signature of Glenn A. MacKinlay

District Court Case Number (To be filled in by deputy clerk):

05 CR 10114 RCL

Name of Defendant Pedro Lobo

## U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21/846</u>	<u>Conspiracy to Distribute Cocaine Base</u>	<u>1</u>
Set 2	<u>21/841</u>	<u>Distribution of Cocaine Base</u>	<u>2,4,5</u>
Set 3	<u>21/841</u>	<u>Distribution of Cocaine</u>	<u>3</u>
Set 4	<u>21/853</u>	<u>Criminal Forfeiture Allegation</u>	
Set 5			
Set 6			
Set 7			
Set 8			
Set 9			
Set 10			
Set 11			
Set 12			
Set 13			
Set 14			
Set 15			

ADDITIONAL INFORMATION: